

Title 30: Professions and Occupations

Part 2101: Cosmetology, Board of

Part 2101 Chapter 1: General

Rule 1.7 Schedule of Fines

The Board shall use the following “Schedule of Fines” for assessing fines for non-compliance with its laws, rules and regulations:

Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
73-7-9		Practicing without a license	Practitioner	\$50	\$400
73-7-11		Practitioner license not (or improperly) posted	Practitioner	50	100
73-7-11		Salon License not (or improperly) posted	Owner	50	100
73-7-17		Operation of unlicensed salon	Practitioner	100	400
73-7-19		Expired salon license	Owner	50	400
73-7-19		Expired practitioner license	Practitioner		
		60 days to 1 year		50	400
		Over 1 year to 2 years		75	400
		Over 2 years to 3 years		100	400
73-7-25		Demonstrator in salon or school without demo permit	Owner	50	400
73-7-27(2)(c)		Fraud or dishonest conduct in taking examination	Student	100	400
73-7-27(2)(e)		Dishonest conduct	Owner/Manager/Practitioner	100	400

73-7-33		Salon not well ventilated or well lit	Owner	50	400
73-7-33		Establishment, utensils/equipment not sanitary	Owner/Manager	50	400
73-7-33		Permitting practitioner with infectious disease to practice	Owner/Manager	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
73-7-33	7.4(B)(1)	Practicing in establishment with infectious/contagious disease	Practitioner	100	400
73-7-35(1)		Working in unlicensed/expired salon	Practitioner	50	200
73-7-35(2)		Allowing a practitioner to practice without a valid license	Owner/Manager	100	400
	1.6	Sanitation Rules & Regulations not posted in establishment	Owner/Manager	50	100
	1.8(A)	Failure to allow/interference with inspection	Owner/Manager/Practitioner	50	100
	2.3(A)	Practitioner license not posted at primary work area; or photo copy of license posted	Owner/Manager/Practitioner	50	100
	2.3(B); 7.8(E)	Specific device certification of proficiency not posted at primary work area	Owner/Manager/Practitioner	50	100
	2.3(C)	Individual claiming to be licensed would not provide ID	Owner/Manager/Practitioner	100	400
	2.4(B)	Individual with duplicate license posted would not provide ID	Owner/Manager/Practitioner	100	400

	3.2(A)(3)	Student working on permit without supervisor	Student/Owner/Manager	50	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	3.3	Applicant for instructor's license by reciprocity working without one-time teaching permit	Applicant/Owner	100	400
	4.2(A)(1)(f)	Establishment providing services outside scope of license	Owner/Manager	100	400
	4.3	Salon has not continued to meet minimum equipment requirements	Owner	50	200
	4.3(D)(2)	Esthetics treatment area does not provide client privacy	Owner	50	200
	4.3(D)(5)	No container for soiled esthetician linens	Owner	50	200
	4.3(D)(6)	No storage for clean esthetician linens	Owner	50	200
	4.4(A)(1)	Salon owner has not notified Board of sale of salon	Owner	100	400
	5.2(E)(2)	School does not have full-time lead instructor	Owner	100	400
	5.4	School has not maintained minimum equipment requirements	Owner	100	400
	5.9(C)	Board not notified of changes in instruction staff	Owner	50	200
	5.9(D)	Student/Instructor ratio exceeds that required by rule	Owner	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	

				1 st Violation	2 nd & subsequent violation(s)
	5.9(F)	School has not reported instructor absence	Owner	50	200
	5.9(G)	Instructor/student instructor practicing on patron	Owner/ Practitioner	100	400
	5.9(H)	Student practice work not checked by instructor	Owner	100	400
	5.10	Licenses/Rules & Regulations/Student work notice not posted	Owner	50	200
	5.11	School not separated from other business	Owner	100	400
	5.17	Required equipment & supplies not issued to students	Owner	100	400
	5.18	Failure of school to provide minimum theory hours per week	Owner	100	400
	5.21	Students and/or instructors not wearing badges	Owner	50	200
	5.22	Students allowed to work on clinic floor prior to receiving minimum hours	Owner	100	400
	5.23	Students not properly signed/clocked in	Owner	100	400
	5.23	Daily report not available	Owner	50	200
	5.24	Failed to appear before Board and/or submit Compliance Plan	Owner	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st	2 nd &

				Violation	subsequent violation(s)
	7.1(A)	Owner/Manager has not maintained sanitary conditions in establishment	Owner/Manager	100	400
	7.1(B)	Practitioner workspace not sanitary	Practitioner	100	400
	7.3(A)	Establishment not clean or good condition	Owner/Manager	100	400
	7.3(B)	Floors where services are performed not non-porous	Owner	50	200
	7.3(C)	Solid waste/refuse not stored/removed properly from common areas	Owner	50	200
	7.3(C)	Solid waste/refuse not stored/removed from workspace	Practitioner	50	200
	7.3(D)	Hair/Nail clippings not removed after each client	Owner/Manager/Practitioner	50	200
	7.3(E)	Animals prohibited in establishment except for registered service animal	Owner/Manager	100	400
	7.3(F)(3)	Drinking water not provided or not convenient	Owner/Manager	50	200
	7.3(F)(4)	Drinking fountain not sanitary	Owner/Manager	50	200
	7.3(F)(5)	Using a common drinking cup or glass	Owner/Manager	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.3(G)(3)	Restroom facility not clean or in good condition	Owner/Manager	50	200

	7.3(G)(4)	Restroom facility not well lit/ventilated to outside air	Owner/Manager	50	200
	7.3(G)(5)	Restroom facility not in the confines of the salon business	Owner	100	400
	7.3(G)(7)	Restroom facility without hot water, pressure, soap or towels	Owner/Manager	100	400
	7.3(G)(8)	Restroom facility solid waste/refuse not stored/removed properly	Owner/Manager	50	200
	7.4(A)	Not washing hands before/after each client/after use of restroom	Practitioner	100	400
	7.4(B)(1)	Practicing in establishment with infectious/contagious disease	Practitioner	100	400
	7.4(B)(2)	Servicing client with communicable disease/parasitic infection	Practitioner	100	400
	7.4(B)(2)	Allowing infected practitioner to service client	Owner/Manager	100	400
	7.5(A)	Headrest chair not covered with clean covering	Practitioner	50	200
	7.5(B)	Shampoo bowls not clean or in good condition	Owner/Manager	50	200
	7.6(B)	Soiled towels/linens not deposited in closed receptacle	Owner/Manager/Practitioner	50	200

Schedule of Fines

Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.6(D)	Closed cabinet not provided/clean towels not stored in closed container	Owner	50	200
	7.7(A)	Bottles/containers not labeled/poisons not stored separately	Owner/Manager/Practitioner	100	400

	7.7(B)	More than 2 gallons acetone stored in salon	Owner/Manager	100	400
	7.8(A)	Labeled receptacle not provided for soiled items	Owner/Manager	50	200
	7.8(B)	Unsanitizable items not immediately destroyed after use	Owner/Manager/Practitioner	50	200
	7.8(C)	Carrying instruments/supplies in/on garments	Practitioner	50	200
	7.8(D)	Brush-type neck duster prohibited	Practitioner	50	200
	7.8(E)	Credo blades and scalpels are prohibited in services	Owner/Manager/Practitioner	50	200
	7.9(A)	Work surfaces not cleaned/sanitized after each client	Practitioner	50	200
	7.9(B)(1)	Instruments not properly sanitized prior to next use	Practitioner	100	400
	7.9(B)(2)(a)	Wet disinfectant does not meet prescribed standard	Owner/Manager/Practitioner	50	200

Schedule of Fines

Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.9(B)(2)(c)	Level of wet sanitizer not adequate to sanitize items	Owner/Manager/Practitioner	50	200
	7.9(B)(2)(d)	Wet disinfectant not covered or labeled	Owner/Manager/Practitioner	50	200
	7.9(B)(2)(g)	Solution in wet sanitizer is contaminated	Owner/Manager/Practitioner	50	200

	7.9(B)(3)	Clean instruments, brushes not kept in clean receptacle	Owner/Manager/Practitioner	50	200
	7.9(D)	Tools/implements in contact with blood not properly disinfected	Owner/Manager/Practitioner	100	400
	7.11(A)	Instruments not stored in 70% alcohol during manicure	Practitioner	100	400
	7.11(B)	Used manicure implements not removed from station after each client	Practitioner	100	400
	7.12(B)	Whirlpool foot spa not properly cleaned/disinfected	Owner/Manager	100	400

Schedule of Fines

Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.12(B)(4)	Whirlpool foot spa records not maintained	Owner/Manager	100	400
	7.14(A)	Removal of moles, blemishes, or any type of tissue destruction by any method is prohibited	Practitioner	100	400
	7.15(A)	Bottles/containers not properly closed	Owner/Manager/Practitioner	50	200
	7.15(D)	Lotion or liquid not poured into sanitized glass or container	Practitioner	50	200
	7.15(F)	Health & safety standards for wax/waxing not followed	Owner/Manager/Practitioner	50	200
	7.15(H)	MMA products used in manicure/pedicure procedure	Owner/Manager/Practitioner	100	400

Source: Miss. Code Ann. §§ 73-7-7, 73-7-27 (Rev. 2013)

Rule 1.10 Standards Related to Competent Practice

A. A practitioner may provide advanced services which are within his or her scope of practice, as defined in Section 73-7-2 of the Mississippi Code of 1972 as amended, under the following conditions:

1. The practitioner obtains appropriate education relative to the services to be provided;
2. The practitioner demonstrates appropriate knowledge, skills, and abilities to provide the service;
3. The practitioner maintains documentation satisfactory to the Board of meeting the above requirements.
4. The service does not involve a function or procedure which is prohibited by any other law or rule.
5. The practitioner is prohibited in using animals in any procedure or service.
6. The use of credo blades and/or scalpels is prohibited in any procedure or service. In addition, credo blades and scalpels are prohibited on the premises of any licensed establishment.
7. Practitioners are prohibited in using brush-type neck dusters in any establishment.

B. Microdermabrasion and Dermaplaning

1. A cosmetologist or esthetician providing services involving exfoliation must limit the exfoliation to the stratum corneum cells only. Microdermabrasion equipment must be approved by the Federal Food and Drug Administration (FDA) as a Class I device intended for use by licensed practitioners. The practitioner must prominently display a certificate of training proficiency for each type of equipment used, and must comply with the manufacturer's directions in the use of each product. The use of FDA class 2 or class 3 devices is prohibited.
2. Dermaplaning is prohibited from practice by any license holder of the Board.

C. Electric nail file:

1. Any individual utilizing or planning to utilize an electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
2. The electric nail file certification of proficiency must be posted in a conspicuous

place at all times.

3. Any instructor or student instructor teaching or planning to teach the use of the electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
4. The instructor's or student instructor's electric file certification of proficiency must be posted in a conspicuous place in the school at all times.
5. Any electric nail file utilized in any manicuring procedure must be specifically designed for use on the human nail. The individual utilizing the instrument must be able to provide that documentation upon demand.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-1, 73-7-14 (Rev. 2013)

Title 30: Professions and Occupations

Part 2101: Cosmetology, Board of

Part 2101 Chapter 7: Sanitation

Rule 7.3 Interior

- A. Each establishment must be kept clean and in good condition.
- B. Floors in any area where services are performed must be covered with a non- porous material.
- C. All solid waste and refuse must be kept in containers of solid construction with lids, so constructed that they may be thoroughly cleaned and must be maintained in a clean condition. Waste and refuse must be removed from the premises as frequently as necessary to prevent a nuisance and unsightliness.
- D. Hair and nail clippings must be removed from the floor and surface areas following each client.
- E. Animals are not permitted in an establishment. Exception is a registered service animal.
- F. Water Supply
 - 1. Each establishment must be provided with an adequate supply of potable running water, under pressure, from an approved source. The potable water system must be installed to preclude the possibility of backflow, with no cross connections through which the potable water might become contaminated.
 - 2. Adequate hot and cold water under pressure must be provided in all work booths or work rooms.
 - 3. Adequate drinking facilities must be conveniently provided in each establishment.
 - 4. All drinking fountains must be maintained in a sanitary manner and the stream of water from the fountain head must be properly regulated.
 - 5. The use of a common cup, glass or other receptacle for drinking purposes is expressly prohibited.
- G. Restroom Facilities
 - 1. Every establishment must be provided with adequate and conveniently located restroom facilities.
 - 2. At least two restroom facilities must be provided in each school for the students, faculty, staff, and patrons. At least one restroom facility should be provided for employees and patrons in other establishments.

3. All restrooms must be kept clean and in good condition.
4. All restrooms must be well lighted and ventilated to the outside air.
5. All establishments located on a street or alley where a system of sanitary sewers is available must have a properly constructed sewer connection to the sewer system into which human excreta and other liquid waste is disposed. Where no sanitary sewer system is available, all human excreta and other liquid waste must be disposed of in a sewage disposal system meeting all the requirements of the Mississippi State Department of Health and/or the Mississippi Department of Natural Resources.
6. Adequate and convenient hand-washing facilities, including lavatory, hot and cold running water under pressure, an adequately supplied soap dispenser, and disposable towels, or properly laundered cloth stored in a closed cabinet, must be provided in or adjacent to every restroom.
8. Waste and Refuse: All solid waste and refuse must be kept in containers of solid construction with lids and must be removed from the premises as frequently as necessary to prevent a nuisance and unsightliness.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.6 Linens and Towels

- A. Only freshly laundered or new disposable linens or towels can be used on each client.
- B. After linens and towels have been used, they must be deposited in a closed receptacle, and cannot be used again until properly laundered and sanitized.
- C. Used linens and towels must be laundered either by regular commercial laundering or by a non-commercial laundering process which includes the following treatment: Immersion in water at 160° F. for not less than five minutes at some time during the wash or rinsing operation. All linens are to be disinfected during the wash cycle using detergent.
- D. All clean linens and towels are to be stored in a closed container of solid construction.
- E. A sanitary neck strip or towel must be used to keep all protective covering from coming in direct contact with a patron.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.8 Instruments and Supplies

- A. All instruments and supplies which have been used in direct contact upon a patron, or which have become soiled in any manner whatever, must be removed from primary work area, placed in a properly labeled receptacle provided for the purpose, and cannot be used

on another patron until they have been properly cleaned and sanitized.

- B. All supplies such as cotton, ear pads, neck strips and protectors which cannot be sanitized by one of the procedures covered by Rule 7.9 must be discarded immediately after use.
- C. Carrying instruments in or on garments or uniforms is prohibited. No practitioner in an establishment may carry any instruments or supplies in or on a garment or uniform.
- D. Practitioners are prohibited in using brush-type neck dusters in any establishment.
- E. The use of credo blades and/or scalpels is prohibited in any procedure or service. In addition, credo blades and scalpels are prohibited on the premises of any licensed establishment.
- F. Electric nail file:
 - 1. Any individual utilizing or planning to utilize an electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
 - 2. The electric nail file certification of proficiency must be posted at the practitioner's primary work area at all times.
 - 3. Any instructor or student instructor teaching or planning to teach the use of the electric nail file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
 - 4. The instructor's or student instructor's electric file certification of proficiency must be posted in a conspicuous place in the school at all times.
 - 5. Any electric nail file utilized in any manicuring procedure must be specifically designed for use on the human nail. The individual utilizing the instrument must be able to provide that documentation upon demand.
- G. Microdermabrasion and Dermaplaning
 - 1. A cosmetologist or esthetician providing services involving exfoliation must limit the exfoliation to the stratum corneum cells only. Microdermabrasion equipment must be approved by the Federal Food and Drug Administration (FDA) as a Class I device intended for use by licensed practitioners. The practitioner must prominently display the manufacturer's a certificate of training proficiency for each type of equipment used, and must comply with the manufacturer's directions in the use of each product. The use of FDA class 2 or class 3 devices is prohibited.
 - 2. Dermaplaning is prohibited from practice by any license holder of the Board.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-21, 73-7-33 (Rev. 2013)

Rule 7.9 Disinfecting Work Surfaces, Instruments, Materials and Supplies

- A. Work surfaces must be disinfected after each client.
- B. All instruments, materials and supplies used in direct contact upon a patron, except those which come in contact with blood or body fluids, require the following treatment:
 - 1. Thorough cleansing of the instruments, materials and supplies with soap and water or other detergent immediately after each use, and prior to disinfection, so as to remove all foreign material which might harbor bacteria.
 - 2. Each establishment will have and use for disinfection at all times during business hours, a Wet Disinfectant Container made of glass, stainless steel, or the type recommended by the manufacturer of the product it contains.
 - a. The disinfectant used must be an EPA registered, hospital grade, bactericidal, virucidal and fungicidal disinfectant.
 - b. The solution will be mixed and used according to manufacturer's instructions for dilution and immersion time.
 - c. The container will be large enough for total immersion of the open implement and will contain the appropriate amount of solution for the number of items to be disinfected.
 - d. The container will have a cover in place at all times, labeled as to its contents, and be easily accessible to all practitioners.
 - e. Implements are to be removed from the disinfectant in such a manner as not to contaminate the disinfectant solution (using tongs, baskets, and such), rinsed, and placed on a clean dry towel for air drying.
 - f. Ultraviolet ray cabinets may be used, but are not acceptable as approved disinfecting devices. Glass bead sterilizers are not an acceptable disinfectant.
 - g. The wet disinfectant must be discarded when it becomes contaminated.
 - h. Wet disinfectant cannot be used for storage.
 - 3. Storage of Disinfected Implements:

Disinfected combs, brushes, instruments and accessories will be kept in a clean, sanitized, closed receptacle or cabinet when not in use.

- C. Body treatment, pedicure and manicure equipment that holds water shall be cleaned after each client by scrubbing with *surfactant* soap and water to remove all visible residue, then disinfected with an EPA registered bactericide, fungicide, and virucidal disinfectant with surface contact according to manufacturer's directions.
- D. All tools and implements which have come in contact with blood or body fluids must be disinfected in the manner stipulated in Rule 7.9.B., except that the disinfectant must be an EPA registered, hospital grade, *tuberculocidal* that is mixed and used according to the manufacturer's direction. Disposable items must be discarded immediately, following the Blood Spill Procedures as stipulated in Rule 7.13.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.10 Disinfecting Electric Clippers and Metal Instruments

Instruments which cannot be sanitized by the procedures set forth in Rule 7.9 will be disinfected by:

- A. Thorough cleansing of the working parts of the instruments immediately after each use, and prior to disinfection, so as to remove all foreign material which might harbor bacteria.
- B. Immersion of the working parts of the instruments in a solution of 70% alcohol for not less than five minutes. Contact points of non-immersible equipment will be wiped or sprayed with an EPA registered, hospital grade, bactericidal, virucidal and fungicidal disinfectant.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.14 Health and Safety Issues

- A. Removal of moles, blemishes, or any type of tissue destruction is prohibited.
- B. No practitioner or instructor will massage any person upon a surface of the skin or scalp where such skin is inflamed or where a skin infection or eruption is present.
- C. Hair removal by means of epilation and/or depilation shall not be performed on the legs, feet, arms, or hands prior to or during any manicure or any pedicure service.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Title 30: Professions and Occupations

Part 2101: Cosmetology, Board of

Part 2101 Chapter 1: General

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Rule 1.7 Schedule of Fines

The Board shall use the following “Schedule of Fines” for assessing fines for non-compliance with its laws, rules and regulations:

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73-7-11		Salon License not (or improperly) posted	Owner	50	100
73-7-17		Operation of unlicensed salon	Practitioner	100	400
73-7-19		Expired salon license	Owner	50	400
73-7-19		Expired practitioner license	Practitioner		
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		Over 1 year to 2 years		75	400
		Over 2 years to 3 years		100	400
73-7-25		Demonstrator in salon or school without demo permit	Owner	50	400
73-7-27(2)(c)		Fraud or dishonest conduct in taking examination	Student	100	400
73-7-27(2)(e)		Dishonest conduct	Owner/Manager/Practitioner	100	400

73-7-33		Salon not well ventilated or well lit	Owner	50	400
73-7-33		Establishment, utensils/equipment not sanitary	Owner/Manager	50	400
73-7-33		Permitting practitioner with infectious disease to practice	Owner/Manager	100	400
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73-7-35(1)		Working in unlicensed/expired salon	Practitioner	50	200
73-7-35(2)		Allowing a practitioner to practice without a valid license	Owner/Manager	100	400
	1.6	Sanitation Rules & Regulations not posted in establishment	Owner/Manager	50	100
	1.8(A)	Failure to allow/interference with inspection	Owner/Manager/Practitioner	50	100
	2.3(A)	Practitioner license not posted at primary work area; or photo copy of license posted	Owner/Manager/Practitioner	50	100
	2.3(B); 7.8(E)	Specific device certification of proficiency not posted at primary work area	Owner/Manager/Practitioner	50	100
	2.3(C)	Individual claiming to be licensed would not provide ID	Owner/Manager/Practitioner	100	400

	2.4(B)	Individual with duplicate license posted would not provide ID	Owner/Manager/Practitioner	100	400
	3.2(A)(3)	Student working on permit without supervisor	Student/Owner/Manager	50	400
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	4.2(A)(1)(f)	Establishment providing services outside scope of license	Owner/Manager	100	400
	4.3	Salon has not continued to meet minimum equipment requirements	Owner	50	200
	4.3(D)(2)	Esthetics treatment area does not provide client privacy	Owner	50	200
	4.3(D)(5)	No container for soiled esthetician linens	Owner	50	200
	4.3(D)(6)	No storage for clean esthetician linens	Owner	50	200
	4.4(A)(1)	Salon owner has not notified Board of sale of salon	Owner	100	400
	5.2(E)(2)	School does not have full-time lead instructor	Owner	100	400
	5.4	School has not maintained minimum equipment requirements	Owner	100	400

	5.9(C)	Board not notified of changes in instruction staff	Owner	50	200
	5.9(D)	Student/Instructor ratio exceeds that required by rule	Owner	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
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	5.9(F)	School has not reported instructor absence	Owner	50	200
	5.9(G)	Instructor/student instructor practicing on patron	Owner/ Practitioner	100	400
	5.9(H)	Student practice work not checked by instructor	Owner	100	400
	5.10	Licenses/Rules & Regulations/Student work notice not posted	Owner	50	200
	5.11	School not separated from other business	Owner	100	400
	5.17	Required equipment & supplies not issued to students	Owner	100	400
	5.18	Failure of school to provide minimum theory hours per week	Owner	100	400
	5.21	Students and/or instructors not wearing badges	Owner	50	200
	5.22	Students allowed to work on clinic floor prior to receiving minimum hours	Owner	100	400
	5.23	Students not properly signed/clocked in	Owner	100	400

	5.23	Daily report not available	Owner	50	200
	5.24	Failed to appear before Board and/or submit Compliance Plan	Owner	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.1(A)	Owner/Manager has not maintained sanitary conditions in establishment	Owner/Manager	100	400
	7.1(B)	Practitioner workspace not sanitary	Practitioner	100	400
	7.3(A)	Establishment not clean or good condition	Owner/Manager	100	400
	7.3(B)	Floors where services are performed not non-porous	Owner	50	200
	7.3(C)	Solid waste/refuse not stored/removed properly from common areas	Owner	50	200
	7.3(C)	Solid waste/refuse not stored/removed from workspace	Practitioner	50	200
	7.3(D)	Hair/Nail clippings not removed after each client	Owner/Manager/Practitioner	50	200
	7.3(E)	Animals prohibited in establishment except for registered service animal	Owner/Manager	100	400
	7.3(F)(3)	Drinking water not provided or not convenient	Owner/Manager	50	200
	7.3(F)(4)	Drinking fountain not sanitary	Owner/	50	200

			Manager		
	7.3(F)(5)	Using a common drinking cup or glass	Owner/ Manager	100	400
Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.3(G)(3)	Restroom facility not clean or in good condition	Owner/ Manager	50	200
	7.3(G)(4)	Restroom facility not well lit/ventilated to outside air	Owner/ Manager	50	200
	7.3(G)(5)	Restroom facility not in the confines of the salon business	Owner	100	400
	7.3(G)(7)	Restroom facility without hot water, pressure, soap or towels	Owner/ Manager	100	400
	7.3(G)(8)	Restroom facility solid waste/refuse not stored/removed properly	Owner/ Manager	50	200
	7.4(A)	Not washing hands before/after each client/after use of restroom	Practitioner	100	400
	7.4(B)(1)	Practicing in establishment with infectious/contagious disease	Practitioner	100	400
	7.4(B)(2)	Servicing client with communicable disease/parasitic infection	Practitioner	100	400
	7.4(B)(2)	Allowing infected practitioner to service client	Owner/ Manager	100	400
	7.5(A)	Headrest chair not covered with clean covering	Practitioner	50	200
	7.5(B)	Shampoo bowls not clean or in good condition	Owner/ Manager	50	200
	7.6(B)	Soiled towels/linens not deposited in closed receptacle	Owner/Manag er/Practitioner	50	200

Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.6(D)	Closed cabinet not provided/clean towels not stored in closed cabinet container	Owner	50	200
	7.7(A)	Bottles/containers not labeled/poisons not stored separately	Owner/Manager/Practitioner	100	400
	7.7(B)	More than 2 gallons acetone stored in salon	Owner/Manager	100	400
	7.8(A)	Labeled receptacle not provided for soiled items	Owner/Manager	50	200
	7.8(B)	Unsanitizable items not immediately destroyed after use	Owner/Manager/Practitioner	50	200
	7.8(C)	Carrying instruments/supplies in/on garments	Practitioner	50	200
	7.8(D)	Brush-type neck duster prohibited	Practitioner	50	200
	7.8(E)	Credo blades and scalpels are prohibited in services	Owner/Manager/Practitioner	50	200
	7.9(A)	Work surfaces not cleaned/sanitized after each client	Practitioner	50	200
	7.9(B)(1)	Instruments not properly sanitized prior to next use	Practitioner	100	400
	7.9(B)(2)(a)	Wet disinfectant does not meet prescribed standard	Owner/Manager/Practitioner	50	200

Schedule of Fines					
Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.9(B)(2) (c)	Level of wet sanitizer not adequate to sanitize items	Owner/Manag er/Practitioner	50	200
	7.9(B)(2) (d)	Wet disinfectant not covered or labeled	Owner/Manag er/Practitioner	50	200
	7.9(B)(2) (g)	Solution in wet sanitizer is contaminated	Owner/Manag er/Practitioner	50	200
	7.9(B)(3)	Clean instruments, brushes not kept in clean receptacle	Owner/Manag er/Practitioner	50	200
	7.9(D)	Tools/implements in contact with blood not properly disinfected	Owner/Manag er/Practitioner	100	400
	7.11(A)	Instruments not stored in 70% alcohol during manicure	Practitioner	100	400
	7.11(B)	Used manicure implements not removed from station after each client	Practitioner	100	400
	7.12(B)	Whirlpool foot spa not properly cleaned/disinfected	Owner/ Manager	100	400

Schedule of Fines

Statute	Rule	Violation	Issued to	Fine Amount	
				1 st Violation	2 nd & subsequent violation(s)
	7.12(B)(4)	Whirlpool foot spa records not maintained	Owner/Manager	100	400
	7.14(A)	Removal of moles, or other blemishes, <u>or any type of tissue destruction</u> by any method is prohibited	Practitioner	100	400
	7.15(A)	Bottles/containers not properly closed	Owner/Manager/Practitioner	50	200
	7.15(D)	Lotion or liquid not poured into sanitized glass or container	Practitioner	50	200
	7.15(F)	Health & safety standards for wax/waxing not followed	Owner/Manager/Practitioner	50	200
	7.15(H)	MMA products used in manicure/pedicure procedure	Owner/Manager/Practitioner	100	400

Source: Miss. Code Ann. §§ 73-7-7, 73-7-27 (Rev. 2013)

Rule 1.10 Standards Related to Competent Practice

- A. A practitioner may provide advanced services which are within his or her scope of practice, as defined in Section 73-7-2 of the Mississippi Code of 1972 as amended, under the following conditions:
1. The practitioner obtains appropriate education relative to the services to be provided;

2. The practitioner demonstrates appropriate knowledge, skills, and abilities to provide the service;
3. The practitioner maintains documentation satisfactory to the Board of meeting the above requirements.
4. The service does not involve a function or procedure which is prohibited by any other law or rule.
5. The practitioner is prohibited in using animals in any procedure or service.
6. The use of credo blades and/or scalpels is prohibited in any procedure or service. In addition, credo blades and scalpels are prohibited on the premises of any licensed establishment.
7. Practitioners are prohibited in using brush-type neck dusters in any establishment.

B. Microdermabrasion and Dermaplaning

1. A cosmetologist or esthetician providing services involving exfoliation must limit the exfoliation to the stratum corneum cells only. Microdermabrasion equipment must be approved by the Federal Food and Drug Administration (FDA) as a Class I device intended for use by licensed practitioners. The practitioner must prominently display a certificate of training proficiency for each type of equipment used, and must comply with the manufacturer's directions in the use of each product. The use of FDA class 2 or class 3 devices is prohibited.

2. Dermaplaning is prohibited from practice by any license holder of the Board.

C. Electric nail file:

1. Any individual utilizing or planning to utilize an electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
2. The electric nail file certification of proficiency must be posted in a conspicuous place at all times.
3. Any instructor or student instructor teaching or planning to teach the use of the electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
4. The instructor's or student instructor's electric file certification of proficiency must be posted in a conspicuous place in the school at all times.

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5. Any electric [nail](#) file utilized in any manicuring procedure must be specifically designed for use on the human nail. The individual utilizing the instrument must be able to provide that documentation upon demand.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-1, 73-7-14 (Rev. 2013)

Title 30: Professions and Occupations

Part 2101: Cosmetology, Board of

Part 2101 Chapter 7: Sanitation

Rule 7.3 Interior

- A. Each establishment must be kept clean and in good condition.
- B. Floors in any area where services are performed must be covered with a non- porous material.
- C. All solid waste and refuse must be kept in containers of solid construction with lids, so constructed that they may be thoroughly cleaned and must be maintained in a clean condition. Waste and refuse must be removed from the premises as frequently as necessary to prevent a nuisance and unsightliness.
- D. Hair and nail clippings must be removed from the floor and surface areas following each client.
- E. Animals are not permitted in an establishment. Exception is a registered service animal.
- F. Water Supply
 - 1. Each establishment must be provided with an adequate supply of potable running water, under pressure, from an approved source. The potable water system must be installed to preclude the possibility of backflow, with no cross connections through which the potable water might become contaminated.
 - 2. Adequate hot and cold water under pressure must be provided in all work booths or work rooms.
 - 3. Adequate drinking facilities must be conveniently provided in each establishment.
 - 4. All drinking fountains must be maintained in a sanitary manner and the stream of water from the fountain head must be properly regulated.
 - 5. The use of a common cup, glass or other receptacle for drinking purposes is expressly prohibited.
- G. Restroom Facilities
 - 1. Every establishment must be provided with adequate and conveniently located restroom facilities.
 - 2. At least two restroom facilities must be provided in each school for the students, faculty, staff, and patrons. At least one restroom facility should be provided for employees and patrons in other establishments.

3. All restrooms must be kept clean and in good condition.
4. All restrooms must be well lighted and ventilated to the outside air.
5. ~~Home salons shall only have restroom facilities within the confines of the salon business.~~
6. — All establishments located on a street or alley where a system of sanitary sewers is available must have a properly constructed sewer connection to the sewer system into which human excreta and other liquid waste is disposed. Where no sanitary sewer system is available, all human excreta and other liquid waste must be disposed of in a sewage disposal system meeting all the requirements of the Mississippi State Department of Health and/or the Mississippi Department of Natural Resources.
7. Adequate and convenient hand-washing facilities, including lavatory, hot and cold running water under pressure, ~~an~~ adequately supplied soap dispenser, and disposable towels, or properly laundered cloth stored in a closed cabinet, must be provided in or adjacent to every restroom.
8. Waste and Refuse: All solid waste and refuse must be kept in containers of solid construction with lids and must be removed from the premises as frequently as necessary to prevent a nuisance and unsightliness.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.6 Linens and Towels

- A. Only freshly laundered or new disposable linens or towels can be used on each client.
- B. After linens and towels have been used, they must be deposited in a closed receptacle, and cannot be used again until properly laundered and sanitized.
- C. Used linens and towels must be laundered either by regular commercial laundering or by a non-commercial laundering process which includes the following treatment: Immersion in water at 160° F. for not less than five minutes at some time during the wash or rinsing operation. All linens are to be disinfected during the wash cycle using detergent.
- D. All clean linens and towels are to be stored in a closed ~~cabinet~~ container of solid construction.
- E. A sanitary neck strip or towel must be used to keep all protective covering from coming in direct contact with a patron.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.8 Instruments and Supplies

- A. All instruments and supplies which have been used in direct contact upon a patron, or which have become soiled in any manner whatever, must be removed from primary work area, placed in a properly labeled receptacle provided for the purpose, and cannot be used on another patron until they have been properly cleaned and sanitized.
- B. All supplies such as cotton, ear pads, neck strips and protectors which cannot be sanitized by one of the procedures covered by Rule 7.9 must be discarded immediately after use.
- C. Carrying instruments in or on garments or uniforms is prohibited. No practitioner in an establishment may carry any instruments or supplies in or on a garment or uniform.
- D. Practitioners are prohibited in using brush-type neck dusters in any establishment.
- E. The use of credo blades and/or scalpels is prohibited in any procedure or service. In addition, credo blades and scalpels are prohibited on the premises of any licensed establishment.
- F. Electric nail file:
 - 1. Any individual utilizing or planning to utilize an electric file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
 - 2. The electric nail file certification of proficiency must be posted at the practitioner's primary work area at all times.
 - 3. Any instructor or student instructor teaching or planning to teach the use of the electric nail file in any manicuring procedure must first present Board approved certification that they are proficient in the use of the instrument.
 - 4. The instructor's or student instructor's electric file certification of proficiency must be posted in a conspicuous place in the school at all times.
 - 5. Any electric nail file utilized in any manicuring procedure must be specifically designed for use on the human nail. The individual utilizing the instrument must be able to provide that documentation upon demand.
- G. Microdermabrasion and Dermaplaning
 - 1. A cosmetologist or esthetician providing services involving exfoliation must limit the exfoliation to the stratum corneum cells only. Microdermabrasion equipment must be approved by the Federal Food and Drug Administration (FDA) as a Class I device intended for use by licensed practitioners. The practitioner must prominently display the manufacturer's certificate of training proficiency for each type of equipment used, and must comply with the manufacturer's directions in the use of each product. The use of

FDA class 2 or class 3 devices is prohibited.

2. [Dermaplaning is prohibited from practice by any license holder of the Board.](#)

Source: Miss. Code Ann. §§ 73-7-7, 73-7-21, 73-7-33 (Rev. 2013)

Rule 7.9 Disinfecting Work Surfaces, Instruments, Materials and Supplies

- A. Work surfaces must be ~~cleaned with a detergent and~~ disinfected after each client.
- B. All instruments, materials and supplies used in direct contact upon a patron, except those which come in contact with blood or body fluids, require the following treatment:
 - 1. Thorough cleansing of the instruments, materials and supplies with soap and water or other detergent immediately after each use, and prior to disinfection, so as to remove all foreign material which might harbor bacteria.
 - 2. Each establishment will have and use for disinfection at all times during business hours, a Wet Disinfectant Container made of glass, stainless steel, or the type recommended by the manufacturer of the product it contains.
 - a. The disinfectant used must be an EPA registered, hospital grade, bactericidal, virucidal and fungicidal disinfectant.
 - b. The solution will be mixed and used according to manufacturer's instructions for dilution and immersion time.
 - c. The container will be large enough for total immersion of the open implement and will contain the appropriate amount of solution for the number of items to be disinfected.
 - d. The container will have a cover in place at all times, labeled as to its contents, and be easily accessible to all practitioners.
 - e. Implements are to be removed from the disinfectant in such a manner as not to contaminate the disinfectant solution (using tongs, baskets, and such), rinsed, and placed on a clean dry towel for air drying.
 - f. Ultraviolet ray cabinets may be used, but are not acceptable as approved disinfecting devices. Glass bead sterilizers are not an acceptable disinfectant.
 - g. The wet disinfectant must be discarded when it becomes contaminated.
 - h. Wet disinfectant cannot be used for storage.

3. Storage of Disinfected Implements:

Disinfected combs, brushes, instruments and accessories will be kept in a clean, sanitized, closed receptacle or cabinet when not in use.

- C. Body treatment, pedicure and manicure equipment that holds water shall be cleaned after each client by scrubbing with *surfactant* soap and water to remove all visible residue, then disinfected with an EPA registered bactericide, fungicide, and virucidal disinfectant with surface contact according to manufacturer's directions.
- D. All tools and implements which have come in contact with blood or body fluids must be disinfected in the manner stipulated in Rule 7.9.B., except that the disinfectant must be an EPA registered, hospital grade, *tuberculocidal* that is mixed and used according to the manufacturer's direction. Disposable items must be discarded immediately, following the Blood Spill Procedures as stipulated in Rule 7.13.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.10 Disinfecting Electric Clippers and Metal Instruments

Instruments which cannot be sanitized by the procedures set forth in Rule 7.9 will be disinfected by:

- A. Thorough cleansing of the working parts of the instruments ~~with soap and water or other detergent~~ immediately after each use, and prior to disinfection, so as to remove all foreign material which might harbor bacteria.
- B. Immersion of the working parts of the instruments in a solution of 70% alcohol for not less than five minutes. Contact points of non-immersible equipment will be wiped or sprayed with an EPA registered, hospital grade, bactericidal, virucidal and fungicidal disinfectant.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)

Rule 7.14 Health and Safety Issues

- A. Removal of moles ~~or other~~ blemishes, or any type of tissue destruction is prohibited.
- B. No practitioner or instructor will massage any person upon a surface of the skin or scalp where such skin is inflamed or where a skin infection or eruption is present.
- C. Hair removal by means of epilation and/or depilation shall not be performed on the legs, feet, arms, or hands prior to or during any manicure or any pedicure service.

Source: Miss. Code Ann. §§ 73-7-7, 73-7-33 (Rev. 2013)